

Re: Wallace Yard and Spur Lines Site - Follow-up to January 15 and 16 meetings 

Clifford Villa to: Trueblood, Craig

01/21/2009 10:21 AM

Yes, I'm here.

Cliff Villa
Assistant Regional Counsel
U.S. EPA Region 10
----\Sent by EPA Wireless E-Mail Services

----- Original Message -----

From: "Trueblood, Craig" [craig.trueblood@klgates.com]
Sent: 01/21/2009 10:11 AM PST
To: Clifford Villa
Subject: RE: Wallace Yard and Spur Lines Site - Follow-up to January 15 and 16 meetings

sure. meet you there at 10:45?

-----Original Message-----

From: Villa.Clifford@epamail.epa.gov
[mailto:Villa.Clifford@epamail.epa.gov]
Sent: Wednesday, January 21, 2009 9:45 AM
To: Trueblood, Craig
Subject: RE: Wallace Yard and Spur Lines Site - Follow-up to January 15 and 16 meetings

Thanks, Craig.

By the way, I'm heading for coffee at the Starbucks at 4th & Seneca. Any chance you could meet me there today at 10:30 or 11:00 am? Might be a quick conversation to help advance issues from last week. Please let me know either way. If it doesn't work for you, maybe a phone call later today?

Cliff Villa
Assistant Regional Counsel
U.S. EPA Region 10

"Trueblood,
Craig"
<craig.trueblood
@klgates.com>

01/21/2009 09:23
AM

To
Clifford Villa/R10/USEPA/US@EPA,
"Wurtzler, Gail"
<Gail.Wurtzler@dgslaw.com>

cc
<Darrell.Early@deq.idaho.gov>,
"Lietz, Denise"
<denise.lietz@klgates.com>,
"Lawrence, Robert"
<Robert.Lawrence@dgslaw.com>

Subject

RE: Wallace Yard and Spur Lines
Site - Follow=up to January 15
and 16 meetings

Attached are the ICC orders to which I referred last week.

-----Original Message-----

From: Villa.Clifford@epamail.epa.gov
[mailto:Villa.Clifford@epamail.epa.gov]
Sent: Tuesday, January 20, 2009 4:07 PM
To: Wurtzler, Gail
Cc: Trueblood, Craig; Darrell.Early@deq.idaho.gov; Lietz, Denise;
Lawrence, Robert
Subject: Re: Wallace Yard and Spur Lines Site - Follow=up to January 15
and 16 meetings

Thanks, Gail. I think that's right, and am already at work on the CD
revision. I'm starting from a clean copy of your last mark-up, unless
the comment is modified or rejected as the redline will reflect.

Cliff Villa
Assistant Regional Counsel
U.S. EPA Region 10

"Wurtzler, Gail"
<Gail.Wurtzler@d
gslaw.com>

01/19/2009 10:46
AM

To
Clifford Villa/R10/USEPA/US@EPA,
<Darrell.Early@deq.idaho.gov>

cc

"Lawrence, Robert"
<Robert.Lawrence@dgsllaw.com>,
"Trueblood, Craig"
<craig.trueblood@klgates.com>,
"Lietz, Denise"
<denise.lietz@klgates.com>

Subject

Wallace Yard and Spur Lines Site
- Follow=up to January 15 and 16
meetings

CONFIDENTIAL SETTLEMENT COMMUNICATION

Cliff and Darrell.

Bob and I are sending this email with a list of items that EPA and/or the State agreed to provide to the railroads in connection with our ongoing negotiations regarding a consent decree and statement of work for this Site.

1. The State-EPA cooperative agreement, which we understand addresses the residential yard cleanups among other things.
2. The State's language regarding the effect of a consent decree/covenant not to sue that was discussed on Thursday. Darrell was going to provide this.
3. The definition of "concentrate" to be used in the SOW. EPA was going to provide this.
4. A map showing the locations of completed and planned residential yard cleanups within this Site. Nick said that he had such a map.
5. Details of the "Bunker Hill area of drilling concern" that is described in the Basin ROD including geographic scope and limitations on drilling and use of groundwater.
6. Narrative on objectives for the Hercules Mill Element of Work in the SOW. EPA to provide.
7. Further definition/description of the Basin Property Remediation Program to include in the CD and SOW. Nick and Darrell were going to provide this.

We are working on a revision of the draft SOW and understand that Cliff is working on a revision of the draft CD. Bob and I look forward to future discussions regarding those documents.

Thanks.

Gail Wurtzler
Davis Graham & Stubbs LLP
1550 Seventeenth Street
Suite 500
Denver, CO 80202
(303) 892-7405
gail.wurtzler@dgsllaw.com

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(See attached file: ICC Order == 06-17-79.pdf)(See attached file: ICC
Order == 05-05-80.pdf)